IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE B. SUDERSHAN REDDY

and

THE HON'BLE SRI JUSTICE C.V.RAMULU

Taken up WRIT PETITION No.8002 of 2005

Between:

Chitikela Lakshminaryana,
S/o.late Ramaiah,
H.No.3-16/3, Tara Nagar,
Serilingamaplly Village,
Ranga Reddy District.

..... PETITIONER

AND

1 The Station House Officer, Chandanagar Police Sation,
Ranga Reddy District.
2 The Superintendent of Police, Ranga Reddy District
at Hyderabad
3 The Collector & District Magistrate, Ranga Reddy District
at Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an Order, direction, or a Writ, more particularly one in the nature of Writ of Mandamus to call for records and remarks from the Respondents herein relating to (1) the death of Petitioner's son, namely, Master Chitikela Srikanth, aged about 12 years, a VI Standard student, who was forcibly thrown, after removing his clothes by his friends, viz., (i) Vijay, aged 15 years, (ii) Gopi, aged 16 years, (iii) Raju, aged 15 years, and (iv) Yadagiri, aged 15 years, into a water pond of the quarries at

Ameenpur Gram Panchayat and within the limits of Ramachandrapuram Police Station, in the afternoon of 09-03-2005,
(2) pulling out the dead body of the victim child by the Police Personnel of Ramachandrapuram Police Station and inaction of the Police except conducting a Panchanama, (3) forced cremation of the dead body of the child instead of burying on the advice of the local leader by name
Mr. Saleem, and to pass appropriate orders directing the concerned authorities to make enquiry into the matter and take appropriate action against the concerned culprits, who are responsible for the mysterious and gruesome death of the child victim, who was drowned for not knowing swimming, and punish them as per law in the interest of justice and to pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner : PETITION

Counsel for the Respondents : Govt. Pleader for Home

The Court made the following :

ORAL ORDER: (Per Hon'ble Sri Justice B.Sudershan Reddy)

In response to the notice issued by this Court, the Sub-Inspector of Police, Ramachandrapuram Police Station, filed a detailed affidavit depicting the full particulars of the investigation so far made by the police. In the affidavit, it is *inter alia* stated that the son of the petitioner by name Srikanth (deceased) left along with his friends to see Beeramguda Jatra and before praying to God, they had decided to bath in the ponds and therefore, they went for swimming in the small ponds situated near Ameenpur village. That after some time, the persons who were accompanying Srikanth found that he was drowned and all of them due to fear did not disclose this fact to anyone. The investigation so far made does not reveal any foul-play. The post-mortem report also does not suggest any foul-play.

We have no reason not to accept the affidavit filed by the Sub-Inspector of Police, Ramachandrapuram Police Station, in response to the Court's notice. The writ petition is accordingly

closed.

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B.SUDERSHAN REDDY, J.

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C.V.RAMULU, J.

29-04-2005

bsc

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SECTION OFFICER

To

1 The Station House Officer, Chandanagar Police Sation,
Ranga Reddy District.
2 The Superintendent of Police, Ranga Reddy District
at Hyderabad
3 The Collector & District Magistrate, Ranga Reddy District
at Hyderabad.

4. 2 CCs to Govt. Pleader for Home, High Court buildings,

Hyderabad (OUT)

5. 2 CD copies

6. The officer concerned, Public Interest Litigations, High Court

buildings, Hyderabad.

7. The Member Secretary, A.P.State Legal Advisory Board, High

Court buildings, Hyderabad.

8. The Secretary to Govt. of Andhra Pradesh, Home, Police

Department, Secretariat, Hyderabad.

*Form-NIC-OGS/WP{**JA**}*